

GOVERNMENT'S EXHIBIT LIST

UNITED STATES OF AMERICA v. RICHARD J. HARLEY

JUDGE: CAPUTO
WILKES-BARRE, PENNSYLVANIA

CRIM. NO. 3:12-CR-00224
DATE: DECEMBER 3, 2014

<u>Exhibit Initial and No.</u>	<u>Description of Object or Item</u>	<u>Document dated</u>	<u>Identified In Court</u>	<u>Date Admitted</u>	<u>Witness Statement</u>
1.1	Count 1—Wire transfer between Embassy Bank and MLPF&S for \$35,000 (Silverstein-RJH)	07/24/08	12/5/14	A	Silverstein
2.1	Count 2—Wire transfer between Embassy Bank and MLPF&S for \$15,000 (Silverstein-RJH)	09/04/08	12/6/14	A	Silverstein
3.1	Count 3—Wire transfer between Embassy Bank and MLPF&S for \$10,000 (Silverstein-RJH)	02/13/09	12/5/14	A	Silverstein
4.1	Count 4—Wire transfer between Embassy Bank and MLPF&S for \$10,000 (Silverstein-RJH)	02/17/09	12/5/14	A	Silverstein
5.1	Count 5—Wire transfer between Embassy Bank and MLPF&S for \$3,500 (Silverstein-RJH)	03/24/09	12/5/14	A	Silverstein
6.1	Count 6—Wire transfer between Hughes Aircraft Emp. FCU and MLPF&S for \$10,000 (Shufford-RJH)	12/20/07	12/8/14	A	Shufford
7.1	Count 7—Wire transfer between Citibank and MLPF&S for \$3,000 (Casselle-RJH)	12/16/18	12/8/14	A	Casselle
8.1	Count 8—Wire transfer between Citibank and MLPF&S for \$5,000 (Casselle-RJH)	12/22/08	12/8/14	A	Casselle

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9.1	Count 9—Email from Richard Harley to Malcolm Casselle attaching two Federal Reserve checks dated 03/31/11 for \$500 million each and supporting documents	05/16/09	12/8/14	A	Casselle
10.1	Count 10—Email from Richard Harley to Malcolm Casselle attaching financial guarantee agreement from Prudential Life Assurance	04/28/09	12/8/14	A	Casselle
11.1	Count 11—Email from Richard Harley to Irene Randall attaching RJH corporate profile	05/04/10	12/8/14	A	Randall
12.1	Count 12—Email from Richard Harley to Andrew Henckenberger (MLPF&S) attaching two Federal Reserve checks dated 03/31/11 for \$500 million each and other supporting documents	04/20/09	12/4/14	A	Henckenberger
12.2	Emails from Henckenberger to Pugh and Harley to Henckenberger		12/4/14	A	Henckenberger
12.3	SAR from MLPF&S	05/28/09			
13.1	Count 13—Email from Richard Harley to Ned Siegel (State Street) attaching RJH corporate profile and supporting documents	04/03/12	12/5/14	A	Siegel

11.2

RJH not considered by court

Updated December 2, 2014

12/28/09

12/9/14

A

Randall

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13.2	Signed non-disclosure agreement between State Street and Harley	03/21/12	12/5/14	A	Siegel
13.3	Email from Siegel to Harley	03/27/12	12/5/14	A	"
13.4	Email from Harley to Siegel (C & D)	03/27/12	12/5/14	A	"
14.1	Count 14—Email from Richard Harley to Neal Abrams (LPL) attaching two Federal Reserve checks dated 03/31/11 for \$500 million each and supporting documents	04/28/09	12/4/14	A	Neal Abrams
15.1	Count 15—Four emails from Richard Harley to William Dudley (FRB) containing two Federal Reserve checks dated 03/31/11 for \$500 million each and demand for cash payment	04/18/11	12/4/14		Godiwala
15.2	Emails between Richard Harley and Sahil Godiwala (FRB) and Richard Harley informing Harley that the FRB checks are fraudulent	04/20/11-04/28/11	12/4/14	A	"
15.2(A)	Emails between Richard Harley and Sahil Godiwala (FRB) and Richard Harley informing Harley that the FRB checks are fraudulent (Harley copies)		12/4/14		"

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15.3	Bates-stamped copies of Harley correspondence with FRB-NY		12/3/14	A	Richard Jones
16.1	Counts 16 and 18—Bankruptcy Petition for RJH & Co., 5:10-BK-09451-RNO, Doc. #1	Filed 11/22/10	12/9/14	A	Schiller
16.2	5:10-BK-09451-RNO, Doc. #13 (list of creditors)		12/9/14	A	Schiller
16.3	5:10-BK-09451-RNO, Doc. #14 (corporate shareholders)		12/9/14	A	Schiller
16.4	5:10-BK-09451-RNO, Doc. #17 (letter)	12/07/10	12/9/14	A	Schiller
16.5	5:10-BK-09451-RNO, Doc. #18 (revised summary of schedules)		12/9/14	A	Schiller
16.6	5:10-BK-09451-RNO, docket sheet		12/5/14	A	Fogarty
17.1	Count 17 and 19—Bankruptcy Petition for RJH & Co., 5:11-BK-02060-JJT, Doc. #1	Filed 03/24/11	12/9/14	A	Schiller
17.2	5:11-BK-02060-JJT, Doc. #2 (summary of schedules)		12/9/14	A	Schiller
17.3	5:11-BK-02060-JJT, Doc. #3 (statement of financial affairs)		12/9/14	A	Schiller

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17.4	5:11-BK-02060-JJT, Doc. #4 (statement of current income)		12/9/14	A	Schiller
17.5	5:11-BK-02060-JJT, Doc. #5 (statement of creditors)		12/9/14	A	"
17.6	5:11-BK-02060-JJT, Doc. #6 (list of creditors)		12/9/14	A	"
17.7	5:11-BK-02060-JJT, docket sheet		12/5/14	A	Fogerty
17.8	Transcript of motion to dismiss	05/12/11	12/5/14	A	Fogerty
17.9	Order granting motion to dismiss <i>partial</i>	05/12/11	12/9/14	A	Schiller
18.0	Intentionally left blank.				
19.0	Intentionally left blank				
20.1	Counts 20 and 21—Bankruptcy Petition for Richard J. Harley, 5:12-BK-03201	Filed 05/29/12	12/9/14	A	Schiller
20.2	5:12-BK-03201, Doc. #3-1 (statement of income)		12/9/14	A	Schiller
20.3	5:12-BK-03201, Doc. #13 (certificate of counseling)		12/9/14	A	Schiller
20.4	Judgment obtained by Marshall Silverstein against Harley, 2009-C-5910		12/5/14	A	Fogerty

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20.5(A)	Judgment obtained by SEC against Harley: 3:CV-96-0705		<i>By Court</i>	A	12/9/14
20.5(B)	SEC v. Harley, 294 Fed. Appx. 711 (3d Cir. 2008)				
20.5(C)	Letter from SEC to Harley requesting payment with declaration	08/26/10	<i>By Court</i>	A	12/9/14
20.6(A)	Judgment obtained by United States against Harley, 3:CR-96-286				
20.6(B)	USA v. Harley, 39 Fed. Appx. 789 (3d Cir. 2002)				
20.6(C)	USDOJ consolidated debt collection system payment history, USA v. Harley		12/9/14	A	Musloski
20.6(D)	USA v. Harley, 2009-03544 (Monroe County) (Harley records)	04/14/09	12/9/14	A	Musloski
20.6(E)	Letter from Musloski to Harley - <i>as redacted</i>	08/03/11	12/9/14	A	Musloski
20.7	5:12-BK-03201 docket sheet		12/5/14	A	Fogerty
20.8	Tape of Section 341 meeting	08/01/12			
20.9	Transcript of Section 341 meeting	08/01/12			
20.10	Transcript of proceedings, <u>Northlope v. Harley</u>	05/23/12			

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12/9/14 A Musloski
12/9/14 A Musloski

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20.11	Order holding Harley in contempt in <u>Northslope v. Harley</u>	05/23/12			
20.12	Order releasing Harley from jail in <u>Northslope v. Harley</u>	06/08/12			
21.1	Count 21—RJH & Co. Cert. of Good Standing and annual reports showing Harley as CEO				
22.1	Count 22—Affidavit and declaration of Harley	01/04/05	12/11/14	A	V. Browning
22.2	Partnership agreement between Harley and Silverstein re: painting valued at \$1.8 million	02/09/07	12/11/14	A	V. Browning
23.1	Count 23—Letter from Harley to Bernanke (Bond power \$5 trillion USD bank instruments) (Harley copy)	08/03/09	12/11/14	A	V. Browning
23.1(A)	Count 23—Letter from Harley to Bernanke (Bond power \$5 trillion USD bank instruments) (Fed. Res. copy)	8/3/09	12/11/14	A	Leonard Zarembinski Jr.
23.2(A)	Letter from Harley to Bernanke (requesting recording of bond power) with attachments (Harley copy)	11/30/09	12/11/14	A	V. Browning

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23.2(B)	Letter from Harley to Bernanke (requesting recording of bond power) (Fed. Reserve copy)	11/30/09	12/4/14	A	Leonard A. Zawistowski, Sr.
23.3(A)	Letter from Harley to Lockhart (request for \$1 billion)	03/03/11	12/3/14	A	Browning Richard Jones
23.3(B)	Letter from Harley to Lockhart requesting return of documents	03/14/11	12/4/14	A	Browning "
23.3(C)	Documents attached to Exhibit 23.2(A)				
23.4	Letter from Harley to Lockhart with attachments (cash payment demand \$1 billion USD)	03/28/11	12/4/14	A	V. Browning "
23.5(A)	Email from Richard Jones to Harley re: bogus documents	04/11/11	12/4/14	A	" "
23.5(B)	Letter from Harley to Dudley with attachments (cash payment demand \$1 billion USD)	04/18/11	12/11/14	A	V. Browning
23.6	Letter from Harley to Bernanke with attachments (cash payment demand \$200 billion USD)	05/30/11	12/11/14	A	V. Browning
23.7	Letter from Harley to Bernanke with attachments (demand for release of \$200 billion)	06/07/11	12/11/14	A	V. Browning

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23.8(A)	FRB NY—"Scams involving the Federal Reserve name" (FRB website)				
23.8(B)	Scam involving Yohannes Riyadi and/or Wilfredo Saurin (Harley)		12/11/14	A	V. Browning
23.9	"Overview of a Conversation with Richard A. Jones General Counsel and Myself"		12/11/14	A	V. Browning
23.10	"Men Charged With Providing Phony Million Dollar Bills to Local Bank as Collateral for Loan"	12/21/06	12/11/14	A	V. Browning
23.11	Cease and desist notices to potential victims	07/02/09 to 09/16/10	12/11/14	A	V. Browning
23.12	"Fraud Outruns the Feds"		12/11/14	A	V. Browning
23.13	Handwritten notes regarding origin of bank fraud scheme				
23.14	Emails between Godiwala and Harley (Harley copies)	04/19/11 to 04/28/11			
23.15	Emails between Harley and Joseph requesting verbiage on bank letterhead with attachments unsigned and signed		12/11/14	A	V. Browning

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23.16	Signatures of Dick Cheney, Bernanke, et al.		12/11/14	A	V. Browning
23.17	Internet printout from URL listed on 23.16		12/11/14	A	V. Browning
23.18	"Skyline equities" reserve funds letter and associated documents		12/11/14	A	V. Browning
23.19	Images of Joseph Teo signatures and initials		12/11/14	A	V. Browning
23.20	Joseph Teo documents with signatures		12/11/14	A	V. Browning
23.21	Riyadi related documents		12/11/14	A	V. Browning
23.22	Email from Zawistowski to Faircloth	12/15/09	12/14/14	A	Zawistowski
23.23	Robert Amenta emails	04/13/11			
24.1	Certification of lack of records for Harley's tax returns 2006-2011				
24.2	Certification of lack of records for RJH & Co. tax returns 2007-2011				
24.3	RJH & Co. 2005 tax return				
24.4	RJH & Co. 2006 tax return				
25.1	Microcassette 2, side B		12/11/14	A	V. Browning

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25.2(A)	Transcript of microcassette 2, side B (Harley, Tony & UM)				
25.2(B)	Transcript of microcassette 2, side B (Harley, Huang & Beverly)				
25.3	Documents relating to Huang	09/19/09- 09/23/09	12/11/14	A	V. Browning
25.4	Transcript of Harley deposition on 06/28/10				
25.5	CD of recording between Harley, Pate & Thornton	08/17/99	12/10/14	A	Vicki Davis
25.6	Transcript of CD of recording between Harley, Pate & Thornton				
25.7	FBI recording between Harley and Pate	08/19/99 (6:30 p.m.)	12/10/14	A	Vicki Davis
25.8	Transcript of recording between Harley and Pate on 08/19/99				
25.9	Documents relating to SouthTrust Bank including "safekeeping receipt" (Harley search)				
25.10	Documents relating to SouthTrust Bank including "safekeeping receipt" (Vicki Davis file)		12/10/14	A	Vicki Davis

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25.11	Three FBI recordings between Harley and Pate	08/23/99	12/10/14	A	Vicki Davis
25.12	Transcript of three recordings between Harley and Pate on 08/23/99				
25.13	FBI recording between Harley and Pate	08/25/99	12/10/14	A	Vicki Davis
25.14	Transcript of recording between Harley and Pate on 08/25/99				
25.15	FBI recording between SouthTrust Bank, FBI, Harley and Pate	08/19/99 (1:35 p.m.)	12/10/14	A	Vicki Davis
25.16	Transcript of recording between SouthTrust Bank, FBI, Harley, and Pate on 08/19/99				
26.1	Intentionally left blank				
26.2(A)	Disposition of proceeds: Merrill Lynch records		12/11/14	A	V. Browning
26.2(B)	Disposition of proceeds: Penn Security records		12/11/14	A	V. Browning
26.2(C)	Disposition of proceeds: Wachovia records		12/11/14	A	V. Browning
27.1	Silverstein-RJH Confidentiality Agreement	02/13/06	12/5/14	A	Silverstein
27.2	Fax from Silverstein to Cohen attaching RJH promissory note dated 09/21/06	09/20/06	12/5/14	A	Silverstein

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27.3	Embassy Bank wire transfer request (\$10,000)	09/21/06	12/5/14	A	Silverstein
27.4	Merrill Lynch wiring instructions from RJH	10/20/06	12/5/14	A	Silverstein
27.5	Embassy Bank wire transfer request (\$10,000)	10/20/06	12/5/14	A	Silverstein
27.5(A)	Fax from RJH to Silverstein attaching "oil reserves assignment instrument") dated 08/22/06	10/26/06	12/5/14	A	Silverstein
27.6	Fax from RJH to Silverstein attaching Kesterson analysis dated 12/13/05 and Merrill Lynch wiring instructions	12/26/06	12/5/14	A	Silverstein
27.7	Embassy Bank wire transfer request (\$55,000)	12/26/06	12/5/14	A	Silverstein
27.8	Fax from RJH to Silverstein attaching copy of "oil production note"	01/30/07	12/5/14	A	Silverstein
27.9	"Secured corporate promissory demand note" (\$500,000)	02/09/07	12/5/14	A	Silverstein
27.10	"Partnership Agreement" between Harley and Silverstein re: Settlemyre oil painting allegedly worth \$1.8 million	02/09/07	12/5/14	A	Silverstein

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27.11	Fax from RJH to Silverstein re: York County Library correspondence to Jackie Harley regarding Settemyre oil painting and provenance	02/09/07	12/5/14	A	Silverstein
27.12	Email from Harley to Silverstein with picture of Settemyre oil painting	02/09/07	12/5/14	A	Silverstein
27.13	Encyclopedia extract on Titian		12/5/14	A	Silverstein
27.14	Fax from RJH to Silverstein re: "Temple Beth El Capital Campaign Fund" \$500,000 pledge	02/09/07	12/5/14	A	Silverstein
27.15	"Secured Corporate Promissory Demand Note" \$500,000	07/09/07	12/5/14	A	Silverstein
27.16	Fax from RJH to Silverstein re: "Temple Beth El Capital Campaign Fund" \$250,000 pledge and \$1.5 million loan	07/07/07	12/5/14	A	Silverstein
27.17	Fax from RJH to Silverstein re: corrected copy of Temple Beth El Capital Campaign Fund Agreement	07/08/07	12/5/14	A	Silverstein
27.18	Fax cover sheet from Harley to Silverstein with Merrill Lynch wiring instructions	07/07/07			
27.19	Embassy Bank wire transfer request (\$75,000)	07/09/07	12/5/14	A	Silverstein

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27.20	Fax and "Secured Corporate Promissory Demand Note: (\$550,000)	10/25/07	12/5/14	A	Silverstein
27.21	Check from Silverstein to Jacquelyn Kube (\$10,000)	10/25/07	12/5/14	A	Silverstein
27.22	Embassy Bank wire transfer request (\$35,000)	07/24/08	12/5/14	A	Silverstein
27.23	Fax and "Joint Venture Agreement," "Oil Analysis Report," and "Oil Production Promissory Note"	07/28/08	12/5/14	A	Silverstein
27.24	Embassy Bank wire transfer request (\$15,000)	09/04/08	12/5/14	A	Silverstein
27.25	Fax - <i>RS to Silverstein</i>	02/15/09	12/5/14	A	Silverstein
27.26	Merrill Lynch wiring instructions	02/17/09	12/5/14	A	Silverstein
27.27	Embassy Bank wire transfer request (\$10,000)	02/17/09	12/5/14	A	Silverstein
27.28	Embassy Bank wire transfer request (\$3,500)	03/24/09	12/5/14	A	Silverstein
27.29	"Secured Corporate Promissory Note" (\$1 million)	06/02/09	12/5/14	A	Silverstein
27.30	"Joint Venture Agreement"	06/02/09	12/5/14	A	Silverstein
27.31	Fax and "Secured Corporate Promissory Note" (\$2 million)	07/24/09	12/5/14	A	Silverstein
27.32	Order awarding ownership of Lexus to Silverstein	09/20/12	12/5/14	A	<i>Agony</i>

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27.33	Check from Silverstein to Kube (\$10,000) and deposit slip	06/02/09	12/5/14	A	Silverstein
28.1(A)	Enpetro Inc.—Nevada Secretary of State records		12/10/14	A	
28.1(B)	Enpetro Inc.—Texas Secretary of State records		12/10/14	A	
29.1	Enpetro LPC, Inc., Texas Secretary of State records		12/10/14	A	
30.1	Texas Railroad Commission Certification of Lack of Records for Enpetro, Inc., Enpetro, LPC, or Harley	08/14/12	12/10/14	A	
30.2	Letter from Texas Railroad Commission to Harley indicating operators of leases to be Hays Hilltop and MER	09/27/05 and 10/20/05			
30.3 (A)-(I)	Correspondence from Texas Railroad Commission to Harley with certified copies of lease printouts (Harley files)				
30.4	Certified records from Texas Railroad Commission regarding Harley requests and responses				
30.5	Harley email to Texas Railroad Commission requesting status report on leases	07/21/08			

GOVERNMENT'S EXHIBIT LIST

UNITED STATES OF AMERICA v. RICHARD J. HARLEY

JUDGE: CAPUTO
WILKES-BARRE, PENNSYLVANIA

CRIM. NO. 3:12-CR-00224
DATE: DECEMBER 3, 2014

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<u>Exhibit Initial and No.</u>	<u>Description of Object or Item</u>	<u>Document dated</u>	<u>Identified In Court</u>	<u>Date Admitted</u>	<u>Witness Statement</u>
30.6	Texas Railroad Commission reply to Harley's 07/21/08 requesting indicating no change with printouts	07/24/08			
31.1	Letter from Tom Gillen to Harley re: oil production notes	08/12/97			
31.2	Agreement between Harley and Dedmon re: \$200 million oil production note	09/24/97			
31.3	Email from Dedmon to Trantham with C&D letter	06/09/10			
32.1	Fax and letter from Harley to Kesterson	06/01/99	12/12/14	A	Kesterson
32.2	Fax and letter from Kesterson to Harley	06/02/99	12/12/14	A	Kesterson
32.3	Fax and executive summary from Harley to Kesterson	06/03/99	12/12/14	A	Kesterson
32.4	Fax and letter from Kesterson to Harley	06/05/99	12/12/14	A	Kesterson
32.5	Fax and letter from Kesterson to Harley re: analysis of the oil reserves	06/15/99	12/12/14	A	Kesterson
32.6	"Estimated reserve analysis for crude oil six leases containing 815 acres"	07/02/99	12/12/14	A	Kesterson

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JUDGE: CAPUTO
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32.7	Kesterson invoice to Harley	07/03/99	12/12/14	A	Kesterson
32.8	Fax and letter from Kesterson to Harley	07/04/99	12/12/14	A	Kesterson
32.9	Fax and executive summary from Harley to Kesterson	08/02/99	12/12/14	A	Kesterson
32.10	"Financial Procurement Fee Agreement" between Harley and Kesterson	08/26/99	12/12/14	A	Kesterson
32.11	Fax from Kesterson to Harley re: payment information	10/07/99			
32.12	Revision of 07/03/99 report	01/26/00	12/12/14	A	Kesterson
32.13	Letter from Kesterson to Harley	02/23/00			
32.14	Revision of 07/03/99 report	12/13/05	12/12/14	A	Kesterson
32.15	Revision of 07/03/99 report	06/06/07	12/12/14	A	"
32.16	Revision of 07/03/99 report	09/28/07	12/12/14	A	"
32.17	Revision of 07/03/99 report	02/20/08	12/12/14	A	Kesterson
33.1	Images of Kesterson, Tonya Harley, and other signatures in Harley's records				

33.18 7/28/99 Fax from Harley to Kesterson
Updated December 2, 2014 "Verifying for Salekeeping Receipt"
-18- 7/28/99 12/12/14 A Kesterson

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34.1	Lease agreement between Madison Park Realty and Harley signed by Tonya Harley				
34.2	RJH corporate resolution with Tonya Harley signature				
35.1	Henry Cohen wire transfer records \$5,000	03/14/07			
35.2	Promissory note between Cohen and RJH	03/13/07			
35.3 (A)-(F)	Documents notarized by Cohen				
35.4	Agreement between Harley and Cohen re; Titian	06/21/96			
35.5	Confidentiality Agreement between Cohen, Harley, and Silverstein	02/13/06			
35.6	Finder's Fee Agreement between Harley, Cohen, and Silverstein	03/07/06			
35.7	Fax from Cohen to Sattazahn	06/28/96			
35.8	Asset purchase agreement between Wellcare and RJH	03/12/99			

GOVERNMENT'S EXHIBIT LIST

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JUDGE: CAPUTO
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36.1	Malcolm Casselle payments (\$3,000; \$5,000) into Harley accounts	12/16/08 12/22/08	12/8/14	A	Casselle
36.2	Email from Casselle to Harley with \$3,000 receipt for wire transfer	12/15/08	12/8/14	A	Casselle
36.3	Email from Casselle to Harley re: today's call	12/16/08	12/8/14	A	Casselle
36.4	Email from Casselle to Harley re: wire confirmation	12/16/08	12/8/14	A	Casselle
36.5	Email from Peter Bunche to Casselle and Harley re: conference call Memo	12/27/08	12/8/14	A	Casselle
36.6	Email from Peter Bunche to Casselle and Harley re: urgent from PGB	02/04/09	12/8/14	A	Casselle
36.7	Email from Harley to Casselle re: financial guarantee		12/8/14	A	Casselle
36.8	Email from Bunche to Casselle re: P.G. Bunche in touch	01/15/09	12/8/14	A	Casselle
36.9	Email from Harley to Casselle re: documents	04/28/09			
36.10	Email from P.G. Bunche to Harley and Casselle re: draft agreements	12/30/08	12/8/14	A	Casselle

GOVERNMENT'S EXHIBIT LIST

UNITED STATES OF AMERICA v. RICHARD J. HARLEY

JUDGE: CAPUTO
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36.11	Email from Casselle to Harley re: follow-up	01/04/09			
36.12	Email from Harley to Casselle re: firm's overview	01/27/10	12/8/14	A	Casselle
36.13	Email from Bunche to Casselle re: geological report follow-up	01/06/09	12/8/14	A	Casselle
36.14	Email from Casselle to Bunche re: geological report follow-up	01/07/09	12/8/14	A	Casselle
36.15	Email from Casselle to Bunche re: due diligence issue	03/07/09			
36.16	Email from Harley to Casselle re: documents	05/16/09			
36.17	Email from Peter Bunche to Casselle re: geological report in full	12/21/08	12/8/14	A	Casselle
36.18	Email from Casselle to Bunche re: agreement	12/22/08	12/8/14	A	Casselle
36.19	Western Union transfer from Bunche to Harley (\$4,000) and associated documents	06/06/08	12/8/14	A	Bunche
36.19(A)	First page of Western Union transfer	06/06/08			
36.20	Wire transfer from EMCI to Harley (\$10,000)	07/25/08	12/8/14	A	Bunche
36.21	Wire transfer from EMCI to Harley (\$5,000)	08/20/08	12/8/14	A	Bunche

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UNITED STATES OF AMERICA v. RICHARD J. HARLEYJUDGE: CAPUTO
WILKES-BARRE, PENNSYLVANIACRIM. NO. 3:12-CR-00224
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36.22	Check from EMCI to Harley (\$1,000)	10/03/08	12/8/14	A	Bunche
36.23	Western Union transfer from Bunche to Harley (\$1,000)	12/05/08	12/8/14	A	Bunche
36.24	MoneyGram from Bunche (Sessell) to Harley (\$2,000)	12/13/08	12/8/14	A	Casselle
36.25	Agreement for assignment of collateral	05/27/08	12/8/14	A	Bunche
36.26	Agreement for assignment of collateral	06/20/08	12/8/14	A	Bunche
36.27	Agreement for assignment of collateral	09/30/08	12/8/14	A	Bunche
36.28	Email from Casselle to Harley	04/28/09 & 05/01/09	12/8/14	A	Casselle
36.29	Email from Casselle to Bunche	01/05/09 & 01/07/09	12/8/14	A	Casselle
36.30	Bunche emails	01/23/10 to 05/07/10	12/8/14	A	Bunche
36.31	Email from Bunche to Casselle re: promissory note	11/03/08	12/8/14	A	Bunche
37.1	Secured Corporate Promissory Note between RJH and Blau (\$5,000)	10/25/11	12/5/14	A	Blau

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UNITED STATES OF AMERICA v. RICHARD J. HARLEY

JUDGE: CAPUTO
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<u>Exhibit Initial and No.</u>	<u>Description of Object or Item</u>	<u>Document dated</u>	<u>Identified In Court</u>	<u>Date Admitted</u>	<u>Witness Statement</u>
37.2	Penn Security Bank statement of Jacqueline Harley showing \$5,000 received from Peter Blau on 10/25/11	11/07/11	12/5/14	A	Blau
37.3	Letter from Harley to Blau re: Federal Reserve notes	11/18/09	12/5/14	A	Blau
37.4	Email from Blau to Harley re: request from Larry Card	11/24/09	12/5/14	A	Blau
37.5	Email from Blau to Harley re: Federal Reserve demand letter	06/02/11	12/5/14	A	Blau
37.6	Email from Blau to Harley re: corporate note and wiring instructions	10/25/11	12/5/14	A	Blau
37.7	Wire transfer request	03/15/12	12/5/14	A	Blau
37.8	Wire transfer request	10/25/11	12/5/14	A	Blau
37.9	Wiring instructions		12/5/14	A	Blau
38.1	Deed of assignment term sheet (Harley-Falls)	07/04/11			
38.2	MOU Serenity Group Trust				
38.3	Amended minutes Serenity Group Trust				

38.1 (C) Email dated 7/31/11 from Harley to Falls w/ wiring inst. -23- 7/31/11 12/8/14 A Falls
Updated December 2, 2014 7/4/11 12/8/14 A Falls
38.1 (A) Deed of Assignment Term Sheet 7/30/11 12/8/14 A Falls
38.1 (B) Email Harley to Falls - Deed of Assignment & Deed 7/30/11 12/8/14 A Falls

GOVERNMENT'S EXHIBIT LIST

UNITED STATES OF AMERICA v. RICHARD J. HARLEY

JUDGE: CAPUTO
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38.4	Memo from Arthur Lewis to Harley and Falls	07/19/11			
38.5	C & D	07/29/11	12/8/14	A	Falls
38.6	MoneyGram transfer from Falls to Harley (\$2,000)	06/27/11	12/8/14	A	Falls
38.7	Western Union transfer from Falls to Harley (\$500)	06/30/11	12/8/14	A	Falls
38.8	Western Union transfer from Falls to Harley (\$500)	07/13/11	12/8/14	A	Falls
38.9	Western Union transfer from Falls to Harley (\$500)	07/14/11	12/8/14	A	Falls
38.10	Western Union transfer from Falls to Harley (\$500)	08/19/11	12/8/14	A	Falls
38.11	Wire transfer from Falls to Jacqueline Harley (\$1,000)	08/19/11	12/8/14	A	Falls
38.12	Deed of assignment agreement	07/21/11	12/8/14	A	Falls
38.13	Deed of assignment agreement	06/30/11			
38.14	Email from Harley to Falls re: demand letter to Bernanke and SKR	06/27/11	12/8/14	A	Falls
38.15	Email from Harley to Falls re: Fed documents	06/27/11	12/8/14	A	Falls
39.1	Secured Corporate Promissory Note between Harley and Kelly (\$12,000)	07/19/06	12/5/14	A	Kelly

Updated December 2, 2014

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38.14 (A)

Email from Boatfalls to Harley dated 4/30/11

12/8/14

A

Falls

GOVERNMENT'S EXHIBIT LIST

UNITED STATES OF AMERICA v. RICHARD J. HARLEY

JUDGE: CAPUTO
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39.2	Kelly handwritten notes, promissory note bank statement		12/5/14	A	Kelly
39.3	Tobyhanna FCU wire transfer	07/19/06	12/5/14	A	Kelly
39.4	Tobyhanna FCU wire transfer	09/01/06	12/5/14	A	Kelly
39.5	Wiring instructions	07/19/06	12/5/14	A	Kelly
40.1	Massey expert report		12/9/14	A	Massey
41.1	Weiss expert report				
42.1	Summary of victim losses		12/11/14	A	V. Browning
43.1	Motorworld documents—2008 Lexus		12/9/14	A	Murphy
43.2	Motorworld documents—2007 Jeep		12/9/14	A	Murphy
43.3	Check No. 622 and 623	04/30/08	12/9/14	A	Murphy
43.4	Wire report	07/26/08	12/9/14	A	Murphy
43.5	Check to Motorworld, \$45,582.00. CK. No. 581 (MLPFS account)	07/12/07	12/9/14	A	Murphy
44.1	Titian print		12/9/14	A	Wells
44.2	"Liberation of the Lady" painting		12/9/14	A	Weiss

GOVERNMENT'S EXHIBIT LIST

UNITED STATES OF AMERICA v. RICHARD J. HARLEYJUDGE: CAPUTO
WILKES-BARRE, PENNSYLVANIACRIM. NO. 3:12-CR-00224
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45.1	"Originals" of oil note		12/4/14	A	Browning Heckelberger
46.1	Check from Maryann Alexander to Jacqueline Kube (\$2,000) and deposit slip to Jacqueline Kube	09/06/07	12/5/14	A	Alexander
46.2	Check from Maryann Alexander to cash (\$500)	10/06/07	12/5/14	A	Alexander
46.3	Secured corporate promissory demand note between Richard J. Harley and Maryann Alexander (\$2,000)	09/10/07	12/5/14	A	Alexander
46.4	Email from Alexander to Harley re: legal action	12/09/09	12/5/14	A	"
47.1	Secured corporate promissory demand note between Richard Harley and Ruby Schufford (\$10,000)	12/19/07	12/8/14	A	Schufford
47.2	Email from Harley to Schufford re: promissory note	12/19/07			
48.1	Nondisclosure agreement between Richard Harley, Randall, and Herrick	12/28/09			
49.1	Stipulation No. 1		12/10/14	A	
49.2	Stipulation No. 2				
49.5	Check dated 12/5/07 from RSH and Company, Inc. to Maryann Alexander \$900	12/5/07	12/5/14	A	Alexander

49.6 Check dated 12/30/08 from RSH and Company, Inc. to Maryann Alexander \$500 -26- 12/30/08 12/5/14 A Alexander
Updated December 2, 2014

GOVERNMENT'S EXHIBIT LIST

UNITED STATES OF AMERICA v. RICHARD J. HARLEY

JUDGE: CAPUTO
WILKES-BARRE, PENNSYLVANIA

CRIM. NO. 3:12-CR-00224
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Exhibit Initial and No.	Description of Object or Item	Document dated	Identified In Court	Date Admitted	Witness Statement
38.1(c)	Email dated 7/21/11 from Harley to Falls w/ wiring instructions	7/22/11	12/8/14	A	Falls
38.5(A)	Email dated 8/10/11 from Harley to Falls Re: pending C/D Notice of 7/29/11	8/10/11	12/8/14	A	Falls
38.5(b)	Email dated 8/13/11 from Harley to Falls C/D Notated	8/13/11	12/8/14	A	Falls
38.5(c)	Letter dated 9/14/11 from Harley to Falls Re: Quia - Demand for Payment	9/14/11	12/8/14	A	Falls
47.1(A)	Email dated 12/19/07 from Harley to Schafford w/ wiring instructions	12/19/07	12/8/14	A	Schafford
50.1	Search warrant inventory of items seized 8/29/12	8/29/12	12/10/14	A	Browning
51.1	Photo of house of Harley (residence)		12/11/14	A	V. Brumby

Fax cover sheet letter from Dylerson to
Harley, w/ resume attached

5/27/99

12/12/14

A

Dylerson

Updated December 2, 2014

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10/7/99

12/12/14

A

Dylerson

53.1 FAX 10/7/99 Dylerson to Harley -
w/ wiring instr. for Amber Ford.

LIST OF EXHIBITSCASE CAPTION: USA v. Richard J. HarleyCASE NUMBER: 3:12-CR-00224

MIDDLE DISTRICT OF PENNSYLVANIA

JUDGE: A. Richard CaputoDATE: December 11, 2014

PTF.	DEF.	DESCRIPTION OF OBJECT OR ITEM	IDENTIFIED	EVIDENCE	RULING	WITNESS ON STAND
1		Kesterson Report July 3, 1999 <i>Same as 5</i>	12/12/14	A-6		Kesterson
2		Bunche Letter of Apology March 2, 2010			A	Bunche
3		Kesterson Report July 9, 2008				
4		Kesterson Report June 6, 2007 <i>Same as 5</i>	12/12/14	A-6		Kesterson
5		Kesterson Report December 13, 2005 <i>Same as 5</i>	12/12/14	A-6		Kesterson
6		Gleason Opinion September 30, 1997				
7		Raesz Opinion September 6, 2008				
8		Empetro Note September 24, 1997				
9		Empetro Collateral Assignment September 24, 1997				
10		McCurdy Email and Attachments November 10, 2008				

ASA v. Harley

3:02.12-224

Date: 12-4-14

Type of Proceeding:

76102

[illegible]